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CITY COUNCIL
ATLANTA, GEORGIA

A SUBSTITUTE ORDINANCE
BY: ZONING COMMITTEE

U-01-47/U-82-32

AN ORDINANCE TO AMEND ORDINANCE U-82-32, AS AMENDED,
ADOPTED BY CITY COUNCIL NOVEMBER 1, 1982 AND APPROVED
BY THE MAYOR NOVEMBER 4, 1982, GRANTING A SPECIAL USE
PERMIT FOR A DAY CARE AND PRESCHOOL NURSERY, PROPERTY
LOCATED AT **1929 MYRTLE DRIVE, S.W.**, FOR THE PURPOSE OF
APPROVING A SITE PLAN AMENDMENT.

OWNER: ANDERSON J. GLOBE

APPLICANT: SAME

NPU-R

COUNCIL DISTRICT 11

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, as follows:

SECTION 1. That all previously adopted conditions governing the development of property at 1929 Myrtle Drive, S.W., more particularly described by the attached legal description, identified as Exhibit A, are hereby deleted in their entirety and a new site plan entitled "Globe Learning, Atlanta, Georgia" prepared by Washington Associates, Designers, Interiors and Planners, dated October 12, 2001 and marked received by the Bureau of Planning November 19, 2001 is hereby adopted in lieu thereof.

SECTION 2. That the following previously approved conditions U-82-32 shall remain in effect. "That adequate turnaround space for the pick-up and drop-off of children be approved by the Bureau of Traffic and Transportation" and "That an eight-foot wooden privacy wall shall be erected along the north property line for it's entire length excluding the front and rear setback areas."

SECTION 3. That the following additional conditions are hereby imposed: 1) Applicant shall provide adequate landscape and trees to provide adequate buffering and screening in the north and rear yards. 2) Children shall be loaded and unloaded at the doorsteps of

the learning center to avert the possibility of injury due to cars pulling into the parking area.

SECTION 4. That the amended site plan hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by the Board of Zoning Adjustment in response to the application of a petitioner.

SECTION 5. That all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

4-82-32

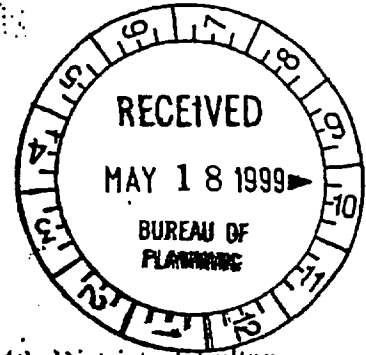


EXHIBIT "A"

All that tract or parcel of land lying and being in Land Lot 167 of the 14th District of Fulton County, Georgia, being more particularly described as follows:

Beginning at an iron pin on the West side of Myrtle Drive 1791.00 feet south of the Intersection of the west side of Myrtle Drive with the south curb line of Campbellton Road as measured along the west side of Myrtle Drive; running thence south along the west side of Myrtle Drive 80 feet to an iron pin; running thence west and forming an interior angle of 90 degrees 28 minutes with the preceding course a distance of 200.00 feet to an iron pin; running thence north and forming an interior angle of 89 degrees 32 minutes with the preceding course a distance of 80 feet to an iron pin; running thence east a distance of 200.00 feet to an iron pin on the west side of Myrtle Drive and the Point of Beginning; all as shown on plat of survey prepared by Eaton Pendley & Associates, Registered Land Surveyor, dated July 22, 1986, for Mardilis Corp.

U-01-47/U-82-32



SUBSTITUTE ORDINANCE

BY: Zoning Committee



-- 32-32

Date Filed Sept. 8, 1982

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, as follows:

SECTION 1. Under the provisions of Chapter 25, Section 16-25001, Item _____ of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for Day Care and pre-school nursery

to be located at 1929 Myrtle Dr. S.W.,
is granted to Samuel and Clementine Cosby
for that tract of parcel of land lying and being in Land Lot 167 of
the 14th District, Fulton County, Georgia, being more particularly
described as follows:

BEGINNING at a point on the west side of Myrtle Drive at the southeast corner of property which was conveyed to J.L. Shirah by Warranty Deed which is recorded in Deed Book 2004, page 218, Fulton County Record; running thence north along the west side of Myrtle Drive 80 feet; thence west 200 feet; thence south 80 feet to the south line of the above mentioned J.L. Shirah property; thence east along said line 200 feet to the west side of Myrtle Drive and the point of beginning, being improved property and having located thereon a dwelling.

SECTION 2. That this amendment is approved under the provisions of Section 16-25002 of the Zoning Ordinance of the City of Atlanta entitled "Conditional Development" and the Building Inspector shall issue a building permit only in compliance with the following conditions: NOTE: The conditional site plan hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by application to the Atlanta Board of Zoning Adjustment.

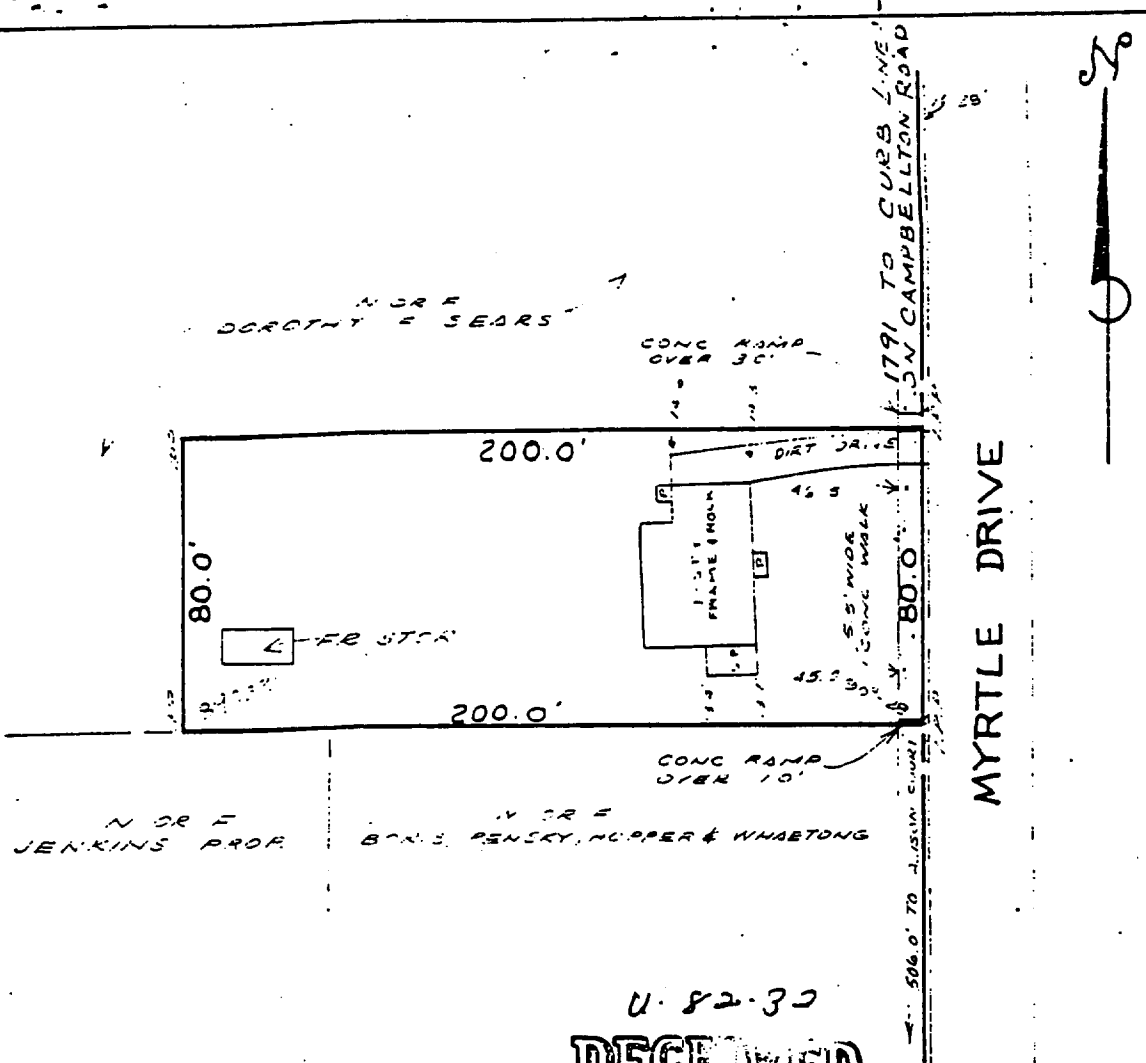
1. That the site be developed according to the site plan entitled "Survey for Samuel Cosby, prepared by Eston Pendley, dated received by the City of Atlanta Zoning Division on September 8, 1982.
2. That adequate turn around space for the pick up and drop-off of children be approved by the Bureau of Traffic and Transportation.

Section 3. That all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Page 2 of 3

A true copy
Jerry C. Borden
DEPUTY CLERK

ADOPTED by City Council Nov. 1, 1982
APPROVED by the Mayor Nov. 4, 1982



U-82-32
RECEIVED
 SEP 2 1982

CITY OF ATLANTA
 ZONING DIVISION



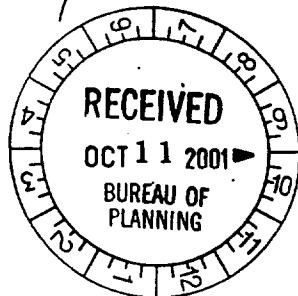
Survey for SAMUEL COSBY
 And CLEMETENE COSBY
 Of property at 1929 Myrtle Drive
 Lot
 Land Lot 167, 14th District, Fulton County, Georgia

Date: 6/18/82 Scale: 1" = 40'
 THIS PROPERTY (IS) (IS NOT) LOCATED IN A
 FEDERAL FLOOD AREA AS INDICATED BY
 "FIA OFFICIAL FLOOD HAZARD MAPS"
 BY ESTON PENDLEY & ASSOC., INC.
 REGISTERED LAND SURVEYORS

In my opinion, this plat is a correct representation of the land
 platted and has been prepared in conformity with the mini-
 mum standards and requirements of law

Eston Pendley
 Member SAMSOG

Page 3 of 3



U-01-47/U-82-32

01-0-1934
Write Above This Line

AN ORDINANCE U-01-47/U-82-32
BY: ZONING COMMITTEE

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OWNER: ANDERSON J. GLOBE
APPLICANT: SAME
NPUR COUNCIL DISTRICT 11

☐ **CONSENT REFER**
☒ **REGULAR REPORT REFER**
☐ **ADVERTISE & REFER**
☐ **1st ADOPT 2nd READ & REFER**

Date Referred 11/19/01

Referred To: ZRB & ZONING

First Reading
Committee *9th State*
Date *11-19-01*
Chair *Wm. J. ...*

Committee

Date

Chair

Actions:

Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

Committee

Date

Chair

Actions:

Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

Committee

Date

Chair

Actions:

Fav, Adv, Held (see rev. side)
Other

Members

Committee

Date _____

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

COUNCIL ACTION

☐ 2nd ☒ 1st & 2nd ☐ 3rd

☐ Consent ☒ V Vote ☐ RC Vote

CERTIFIED

MAYOR'S ACTION

City Council
Atlanta, Georgia

01-0-1934

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BY: ZONING COMMITTEE

U-01-47/U-82-32

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SECTION 2. That the following previously approved conditions of U-82-32 shall remain in effect. "That adequate turnaround space for the pick-up and drop-off of children be approved by the Bureau of Traffic and Transportation" and "That an eight-foot wooden privacy wall shall be erected along the north property line for its entire length excluding the front and rear setback areas."

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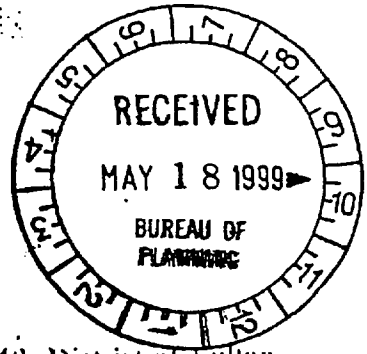


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Page 2 of 3

A true copy
Jerry C. Beard
DEPUTY CLERK

ADOPTED by City Council Nov. 1, 1982
APPROVED by the Mayor Nov. 4, 1982

